EXPRESS MAILING LABEL NO. EL 962311135 US PATENT APPLICATION Docket No: 15436.253.24.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Frank H. Levinson et al.

Serial No.:

09/735,710

Filing Date:

December 12, 2000

Art Unit 2186

Confirmation No.:

5579

For:

SYSTEM AND METHOD FOR TRANSMITTING

DATA ON RETURN PATH OF A CABLE

TELEVISION SYSTEM

RECEIVED

<u>POWER OF ATTORNEY AND</u> STATEMENT UNDER 37 CFR 3.73(b) SEP 3 0 2003 Technology Center 2100

Honorable Commissioner of Patents and Trademarks Washington, DC 20231

Sir:

I, Frank H. Levinson, state that I am Chairman of the Board of Finisar Corporation and that I am authorized to execute this Revocation and Substitute Power of Attorney on behalf of Finisar Corporation.

I further state that Finisar Corporation is the assignee of the entire interest of the above-identified patent or patent application as shown by the assignment(s) recorded in the U.S. Patent and Trademark Office at the Reel and Frame identified in Exhibit A; The assignee, Finisar Corporation, hereby revokes all previous powers of attorney in the above-identified application, which is included in the schedule of U.S. Patents and Patent Applications of Exhibit B, and now hereby appoints all attorneys under customer number:



PATENT TRADEMARK OFFICE

of WORKMAN, NYDEGGER & SEELEY, 1000 Eagle Gate Tower, 60 East South Temple, Salt Lake City, Utah 84111, as attorneys with full power of substitution and revocation, to prosecute said application, to make alterations and amendments therein, to receive the Letters Patent, and to transact all business in the Patent and Trademark Office connected therewith.

All correspondence and telephonic communication should be directed to:

ERIC L. MASCHOFF
WORKMAN, NYDEGGER & SEELEY
1000 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84111

This Revocation and Substitute Power of Attorney and Statement Under 37 CFR 3.73(b) is effective for all of the U.S. Patents and Patent Applications of Exhibit B, and shall be filed at the U.S. Patent & Trademark Office in all of said U.S. Patents and Patent Applications.

Signed this 28 day of May, 2003

Frank H. Levinson
Finisar Corporation
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Sunnyvale, California 94089